United Nations S/AC.52/2011/19

Security Council

Distr.: General
28 June 2011

Original: English

Security Council Committee established pursuant to resolution 1970 (2011) concerning the Libyan Arab Jamahiriya

Note verbale dated 22 June 2011 from the Permanent Mission of New Zealand to the United Nations addressed to the Chair of the Committee

The Permanent Mission of New Zealand to the United Nations presents its compliments to the Chair of the Security Council Committee established pursuant to resolution 1970 (2011) concerning the Libyan Arab Jamahiriya, whose mandate was expanded by Council resolution 1973 (2011), and, in accordance with paragraph 25 of resolution 1970 (2011) and paragraph 25 of resolution 1973 (2011), has the honour to enclose a report on the steps taken by New Zealand to implement the measures contained in those resolutions (see annex).

11-47861 (E) 010911

Please recycle

Annex to the note verbale dated 22 June 2011 from the Permanent Mission of New Zealand to the United Nations addressed to the Chair of the Committee

Report of New Zealand on the implementation of the sanctions imposed by Security Council resolutions 1970 (2011) and 1973 (2011)

1. In paragraph 25 of its resolution 1970 (2011), the Security Council called upon all Member States to report to the Security Council Committee established pursuant to resolution 1970 (2011) concerning the Libyan Arab Jamahiriya within 120 days of the adoption of that resolution on the steps they had taken with a view to implementing effectively paragraphs 9, 10, 15 and 17 of the resolution.

2. In paragraph 25 of its resolution 1973 (2011), the Security Council urged all States to cooperate fully with the Committee and the Panel of Experts, in particular by supplying any information at their disposal on the implementation of the measures decided in resolutions 1970 (2011) and 1973 (2011).

3. New Zealand wishes to inform the Committee that it has implemented Security Council resolutions 1970 (2011) and 1973 (2011) by passing the United Nations Sanctions (Libya) Regulations 2011, promulgated under the United Nations Act 1946. The Regulations entered into force on 1 April 2011.

Implementation of paragraphs 9 and 10 of Security Council resolution 1970 (2011): arms embargo

4. The Regulations implement the complete arms embargo against Libya under paragraphs 9 and 10 of Security Council resolution 1970 (2011). This includes a prohibition on the exportation of arms from New Zealand to Libya (subject to the exceptions in paragraph 9 of the resolution) and the importation into New Zealand of arms from Libya; a prohibition on persons in New Zealand and New Zealand citizens outside New Zealand from selling or otherwise dealing in arms intended to be imported into or exported from Libya; a prohibition of the use of New Zealand ships or aircraft or of ships or aircraft charted by New Zealand citizens for the carriage of arms to or from Libya; and a prohibition on persons in New Zealand and New Zealand citizens outside New Zealand from providing technical training or assistance related to arms or military activities to persons in Libya.

Implementation of paragraph 15 of Security Council resolution 1970 (2011): travel ban

5. The Regulations implement the travel ban against individuals listed in annex I of Security Council resolution 1970 (2011) or annex I of Council resolution 1973 (2011) or designated by the Committee, as required by paragraph 15 of resolution 1970 (2011) and paragraph 22 of resolution 1973 (2011) by preventing such individuals from entering or transiting through New Zealand. The Regulations allow for exceptions to the travel ban consistent with the exceptions set out in paragraph 16 of resolution 1970 (2011).

Implementation of paragraph 17 of Security Council resolution 1970 (2011): asset freeze

6. The Regulations implement the asset freeze measures on designated individuals and entities required under paragraph 17 of Security Council resolution 1970 (2011) and paragraph 22 of Council resolution 1973 (2011) by prohibiting the dealing in assets, money or securities of designated persons or entities and by prohibiting the sending of funds to designated persons or entities. The Regulations provide for the exceptions to the asset freeze listed in paragraphs 19 and 20 of Council resolution 1970 (2011).

Implementation of paragraphs 6 and 7 of Security Council resolution 1973 (2011): no fly zone

7. The Regulations implement paragraphs 6 and 7 of Security Council resolution 1973 (2011) by prohibiting New Zealand aircraft from flying into or over Libya.

Implementation of paragraph 17 and 18 of Security Council resolution 1973 (2011): ban on flights

8. The Regulations implement paragraphs 17 and 18 of Security Council resolution 1973 (2011) by denying Libyan aircraft and any other aircraft carrying armed mercenaries or arms intended for Libya the right to land in, take off from or fly over New Zealand.

Implementation of paragraph 21 of Security Council resolution 1973 (2011): requirement to exercise vigilance

9. For completeness, it is noted that the Regulations implement paragraph 21 of Security Council resolution 1973 (2011) by requiring persons in New Zealand, New Zealand citizens outside New Zealand and entities incorporated or constituted under New Zealand law to exercise vigilance when doing business with Libyan firms in cases where transactions could contribute to violence and the use of force against civilians.

10. Further information on the implementation by New Zealand of Security Council sanctions, including an electronic copy of the United Nations Sanctions (Libya) Regulations 2011, is available from http://mfat.govt.nz/Treaties-and-International-Law/09-United-Nations-Security-Council-Sanctions/index.php.